

Misbranding, Section 502 (a), the label statement "Each tablet contains: \* \* \* Phenobarbital  $\frac{1}{4}$  Grain" was false and misleading.

DISPOSITION: July 1, 1954. Default decree of condemnation and destruction.

**4473. Adulteration and misbranding of Crystar aspirin. U. S. v. 137 Cartons**  
\* \* \*. (F. D. C. No. 36543. Sample No. 67792-L.)

**LIBEL FILED:** April 30, 1954. Eastern District of Louisiana.

**ALLEGED SHIPMENT:** On or about February 10, 1954, from Dallas, Tex.

**PRODUCT:** 137 cartons, each containing 24 packets, of *Crystar aspirin* at New Orleans, La. Analysis showed that the product contained less than the 1 grain of aspirin per packet declared on the label.

**NATURE OF CHARGE:** Adulteration, Section 501 (c), the strength of the article differed from that which it was represented to possess, namely, 1 grain of pure aspirin per packet.

Misbranding, Section 502 (a), the label statement "1 grain of pure Aspirin" was false and misleading as applied to the article, which contained less than 1 grain of pure aspirin per packet.

The article was adulterated and misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: June 5, 1954. Default decree of condemnation and destruction.

**4474. Adulteration and misbranding of Glucatinic tablets. U. S. v. 946 Bottles**  
\* \* \*. (F. D. C. No. 36509. Sample No. 52509-L.)

**LIBEL FILED:** April 20, 1954, District of New Jersey.

**ALLEGED SHIPMENT:** On or about January 18, 1954, by Summers Laboratories, Inc., from Ambler, Pa.

**PRODUCT:** 946 bottles of *Glucatinic tablets* at East Orange, N. J. Analysis showed that the product contained 74 percent of the declared amount of vitamin B<sub>1</sub>.

**LABEL, IN PART:** (Bottle) "100 Tablets No. 1255 Glucatinic Sugar Coated Red Each tablet contains: \* \* \* Thiamine Hydrochloride (B<sub>1</sub>) 1 mg. \* \* \* For the treatment of iron-deficiency anemia, accompanied by vitamin B complex deficiencies."

**NATURE OF CHARGE:** Adulteration, Section 501 (c), the strength of the article differed from that which it purported and was represented to possess, namely, 1 milligram of vitamin B<sub>1</sub> per tablet.

Misbranding, Section 502 (a), the label statement "Each tablet contains: \* \* \* Thiamine Hydrochloride (B<sub>1</sub>) 1 mg." was false and misleading as applied to a product which contained less than 1 milligram of vitamin B<sub>1</sub> per tablet.

DISPOSITION: May 26, 1954. Default decree of condemnation and destruction.

**4475. Adulteration and misbranding of adhesive bandages. U. S. v. 125 Cartons**  
\* \* \*. (F. D. C. No. 36308. Sample No. 84131-L.)

**LIBEL FILED:** February 8, 1954, District of Minnesota.

**ALLEGED SHIPMENT:** On or about August 21, 1953, by the Hampton Manufacturing Co., from New Rochelle, N. Y.

**PRODUCT:** 125 cartons, each containing 12 boxes, of *adhesive bandages* at Mankato, Minn.

**LABEL, IN PART:** (Box) "12 Waterproof Blue Cross Sterile Adhesive Bandages."

**NATURE OF CHARGE:** Adulteration, Section 501 (b), the article purported to be "Adhesive Absorbent Gauze [or "Adhesive Absorbent Compress"]," a drug the name of which is recognized in the United States Pharmacopeia, an official compendium, and the quality and purity of the article fell below the official standard since the article was not sterile but was contaminated with living micro-organisms.

Misbranding, Section 502 (a), the label statement "Sterile" was false and misleading.

**DISPOSITION:** October 1, 1954. A default decree was entered providing for destruction by the marshal, on or before October 30, 1954, of the 214 cartons of the product actually seized, unless prior to that time the product be given to a charitable institution with the understanding that it be sterilized before using.

### DRUGS AND DEVICES ACTIONABLE BECAUSE OF FALSE AND MISLEADING CLAIMS

#### DRUGS FOR HUMAN USE \*

**4476. Misbranding of Biochemic homeopathic drugs. U. S. v. 10 Boxes, etc.**  
(F. D. C. No. 36407. Sample Nos. 64379-L to 64389-L, incl.)

**LABEL FILED:** March 26, 1954, Western District of Washington.

**ALLEGED SHIPMENT:** At various times during 1953, by the Kansas City Homeopathic Pharmacy, from Kansas City, Mo.

**PRODUCT:** 10 boxes of *Biochemic No. 1*, 43 boxes of *Biochemic No. 2*, 38 boxes of *Biochemic No. 3*, 17 boxes of *Biochemic No. 4*, 24 boxes of *Biochemic No. 5*, 36 boxes of *Biochemic No. 7*, 17 boxes of *Biochemic No. 8*, 23 boxes of *Biochemic No. 9*, 10 boxes of *Biochemic No. 10*, 25 boxes of *Biochemic No. 11*, and 13 boxes of *Biochemic No. 12*, at Everett, Wash., in possession of June's Food Store, together with accompanying labeling consisting of a booklet designated "Indications For The Use of Dr. Schussler's Twelve Tissue Remedies The More Common Diseases and Their Treatment \* \* \* Compiled and Arranged by Julius C. Wise, M. D. \* \* \* Kansas City, Missouri." Each box contained 1 ounce.

**RESULTS OF INVESTIGATION:** The products were shipped in bulk from Kansas City, Mo., and upon their receipt by the consignee, were repackaged and relabeled. The above-mentioned booklet was issued by the shipper of the products and was made available by the consignee for the use of customers in selecting the above-mentioned drugs for self-treatment of various diseases.

**LABEL, IN PART:** (Box) "Biochemic No. 1 Active Ingredient Calcium Floride," "Biochemic No. 2 Active Ingredient Calcium Phosphate," "Biochemic No. 3 Active Ingredient Calcium Sulphate," "Biochemic No. 4 Active Ingredient Iron Phosphate," "Biochemic No. 5 Active Ingredient Potassium Chloride," "Biochemic No. 7 Active Ingredient Potassium Sulphate," "Biochemic No. 8 Active Ingredient Magnesium Phosphate," "Biochemic No. 9 Active Ingredient Chloride of Sodium," "Biochemic No. 10 Active Ingredient Phosphate of Soda," "Biochemic No. 11 Active Ingredient Sodium Sulphate," and "Biochemic No. 12 Active Ingredient Silica."

\*See also Nos 4469, 4472-4475.